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UNIEU STATES PATENT AND THADEMARK OFFICE in re-Patent Application of Atty Dkt. 227-142 C# M# SEP 2 3 2003 8 JACOBS et al. Group Art Unit: 1634 Examiner: S.A. Sakelaris Serial No. 09/913.954 Date: September 23, 2003 Filed: December 4, 2001 DIAGNOSTIC AND SCREENING METHOD Title: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir: **AMENDMENT UNDER 37 CFR §1.111** This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon. □ Correspondence Address Indication Form Attached. F es are attached as calculated below: Total effective claims after amendment 20 minus highest number 0.00 \$ 18.00 (at least 20) = 0 x previously paid for 20 minus highest number Independent claims after amendment \$ 84.00 0.00 previously paid for (at least 3) =0 X 0.00 If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper) Petition is hereby made to extend the current due date so as to cover the filing date of this 0.00 paper and attachment(s) (\$110.00/1 month; \$410.00/2 months; \$930.00/3 months) 0.00 Terminal disclaimer enclosed, add \$ 110.00 0.00 First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$750.00) Please enter the previously unentered . filed Submission attached **Subtotal** 0.00 0.00 -\$ If "small entity," then enter half (1/2) of subtotal and subtract ☐ Applicant claims "small entity" status. ☐ Statement filed herewith 0.00 Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00 Assignment Recording Fee (\$40.00)

The Commissioner is hereby authorized to charge any <u>deficiency</u>, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A <u>duplicate</u> copy of this sheet is attached.

1100 North Glebe Road, 8<sup>th</sup> Floor Arlington, Virginia 22201-4714 Telephone: (703) 816-4000 Facsimile: (703) 816-4100 GRT:ap

Other:

NIXON & VANDERHYE P.C.

By Atty: Gary R. Tanigawa, Reg. No. 43,180

**TOTAL FEE ENCLOSED \$** 

Signature:

Adjustment date: 02/10/2004 SDIRETA1 11/13/2003 FPATTERS 00000001 141140 09913954 01 FC:1251 110.00 CR

0.00

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Name/Number: 09913954

Start Date: Any Date

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Accounting Date	Sequence Num.	Tran Type	Fee Code	Fee Amount Mailroom Date	Payment Method
08/23/2001	00000325	<u>1</u>	<u>971</u>	\$430.00 08/21/2001	CK
08/23/2001	00000326	<u>1</u>	<u>254</u>	\$65.00 08/21/2001	CK
08/23/2001	00000327	<u>1</u>	<u>965</u>	\$120.00 08/21/2001	CK
12/10/2001	00000301	<u>1</u>	<u>581</u>	\$40.00 12/04/2001	CK
11/19/2003	00000001	1	1251	\$110.00 09/23/2003	DA 141140



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Subject:

REQUEST FOR REFUND TO DEPOSIT ACCOUNT

Deposit Account No. 14-1140

Appln. No.: 09/913,954

Statement Date: November 30, 2003 Date Posted: November 19, 2003

Control No.: 1 Fee Code: 1251 Our Ref.: 227-142

Dear Sir:

Regarding the Monthly Statement of Deposit Account dated November 30, 2003, there is an error which is indicated and has resulted in a charge to our Deposit Account. This charge is unwarranted for the following reasons:

Our last two Responses submitted on April 25 and September 23, 2003 to the U.S. Patent and Trademark Office were filed on a timely basis. Therefore, no one-month extension fee was due.

Please issue a refund as soon as possible. If you have any questions or comments, please do not hesitate to contact the undersigned.

Sincerely yours,

NIXON & VANDERHYE P.C.

R<sub>V</sub>

V R Tanigawa

GRT:ap

